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Dated: March 7, 2006 Signature: Georgina Matos
(Georgina Matos)

Docket No.: 578762000100
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kesavan ESUVARANATHAN et al.

Application No.: 10/086,973

Confirmation No.: 6742

Filed: March 1, 2002

Art Unit: 1635

For: METHODS AND COMPOSITIONS FOR
DELIVERY OF PHARMACEUTICAL
AGENTS

Examiner: R. Schnizer

RENEWED PETITION UNDER 37 C.F.R. §1.78(a)(3)

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Renewed Petition under 37 C.F.R. §1.78(a)(3) is in response to the decision on the petition filed on November 4, 2005 entitled "Petition to Accept Benefit Claim under 35 U.S.C. §120 where Benefit Claim is Untimely and Amendment of Specification" for the above-identified application.

The decision states that the year of filing is missing from the PCT application in the amendment to the specification that was included in the petition. Due to an inadvertent clerical error, the text of the amendment referred to "PCT/SG/00130," rather than PCT/SG00/00130. Included in this Renewed Petition is a revised amendment to the specification, in which this clerical error has been corrected. The revised amendment to the specification also includes an amendment

of the incorporation by reference statement, reverting to the language used in the application as filed. Applicants respectfully request entry of the proposed amendment to the specification in this application.

The decision further states that the Examiner would not enter the amendment to the specification because this would render the composition claims allowable, necessitating rejoinder of withdrawn method claims, thus allegedly requiring further search and examination. The decision states that in view of the Examiner's refusal to enter the amendment, a Notice of Appeal, a Request for Continued Examination, or a continuation application must be filed. A Request for Continued Examination is filed concurrently herewith.

Applicants respectfully request reconsideration of the decision on the petition filed on November 4, 2005, entitled "Petition to Accept Benefit Claim under 35 U.S.C. §120 where Benefit Claim is Untimely and Amendment of Specification," in view of the foregoing.

AMENDMENT TO THE SPECIFICATION

Applicants request replacement of the existing paragraph starting on page 1, line 4 of the specification with the following paragraph, which has been amended to state the relationship between the above-identified application and PCT application no. PCT/SG00/00130.

-- CROSS-REFERENCE TO RELATED APPLICATIONS

This application is a continuation of and claims priority to PCT/SG00/00130, filed September 1, 2000, which claims priority to Australian provisional application no. PQ2593/99, filed September 1, 1999, the entire contents of which are hereby incorporated by reference ~~herein in their entirety.~~ --

CONCLUSION

Applicants do not believe that any fees are due in connection with the filing of this renewed petition. However, in the event that the U.S. Patent and Trademark Office determines that fees are required, Applicants authorize the Commissioner to charge any fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 578762000100. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

Dated: March 7, 2006

Respectfully submitted,

By Jill A. Jacobson

Jill A. Jacobson

Registration No.: 40,030

MORRISON & FOERSTER LLP

755 Page Mill Road

Palo Alto, California 94304-1018

(650) 813-5876